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Attorneys for Defendants, Counterclaimants, and
Third Party Plaintiffs PCJV USA, LLC, PCI
TRADING LLC, POTATO CORNER, LA
GROUP, LLC, GK CAPITAL GROUP, LLC,
NKM CAPITAL GROUP, LLC and GUY
KOREN, and Defendants J & K AMERICANA,
LLC, J&K LAKEWOOD, LLC, J&K
OAKRIDGE, LLC, J&K VALLEY FAIR, LLC, J
& K ONTARIO, LLC, J&K PC TRUCKS, LLC,
HLK MILPITAS, LLC, and GK CERRITOS, LLC

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

SHAKEY'S PIZZA ASIA VENTURES,
INC, a Philippines corporation,

Plaintiff,

vs.

PCJV USA, LLC, a Delaware limited
liability company; PCI TRADING , LLC, a
Delaware limited liability company; GUY
KOREN, an individual; POTATO CORNER
LA GROUP, LLC, a California limited
liability company; NKM CAPITAL GROUP,
LLC, a California limited liability company;
J & K AMERICANA, LLC, a California
limited liability company; J&K
LAKEWOOD, LLC, a California limited
liability company; J&K VALLEY FAIR,
LLC, a California limited liability company;
J & K ONTARIO, LLC, a California limited
liability company; HLK MILPITAS, LLC, a
California, limited liability company; GK
CERRITOS, LLC, a California, limited
liability company; J&K PC TRUCKS, LLC,

Case No. 2:24-CV-04546-SB(AGRx)

Hon. Stanley Blumenfeld, Jr.

**NOTICE OF ERRATA AS TO
JOINT AGENDA [DKT. 123]**

Date:

Time:

Courtroom:

Complaint Filed: May 31, 2024

Trial Date: August 4, 2025

1 a California limited liability company; and,
2 GK CAPITAL GROUP, LLC, a California
3 limited liability company and DOES 1
4 through 100, inclusive,

5 Defendants.

6 PCJV USA, LLC, a Delaware limited
7 liability company; PCI TRADING LLC, a
8 Delaware limited liability company;
9 POTATO CORNER LA GROUP LLC, a
10 California limited liability company; GK
11 CAPITAL GROUP, LLC, a California
12 limited liability company; NKM CAPITAL
13 GROUP LLC, a California limited liability
14 company; and GUY KOREN, an individual,

15 Counter-Claimants,

16 v.

17 SHAKEY'S PIZZA ASIA VENTURES,
18 INC, a Philippines corporation,

19 Counter Defendant.

20 PCJV USA, LLC, a Delaware limited
21 liability company; PCI TRADING LLC, a
22 Delaware limited liability company;
23 POTATO CORNER LA GROUP LLC, a
24 California limited liability company; GK
25 CAPITAL GROUP, LLC, a California
26 limited liability company; NKM CAPITAL
27 GROUP LLC, a California limited liability
28 company; and GUY KOREN, an individual,

Third Party Plaintiffs,

v.

PC INTERNATIONAL PTE LTD., a
Singapore business entity; SPAVI
INTERNATIONAL USA, INC., a California
corporation; CINCO CORPORATION, a
Philippines corporation; and ROES 1 through
10, inclusive,

Third Party Defendants.

1 Propounding Defendant PCJV USA, Inc. (“PCJV”) files this Notice of Errata
2 with regard to Exhibit 1 attached to the Joint Agenda [Dkt. 123] (the “Agenda”).
3 PCJV inadvertently filed the wrong Exhibit 1 to the Agenda. A true and correct
4 copy of the Agenda, together with the correct Exhibit 1 is attached hereto as Exhibit
5 A.

6
7 DATED: March 12, 2025

BLANK ROME LLP

8
9 By: /s/ Todd M. Malynn

10 Arash Beral

Todd Malynn

Victor Sandoval

11 Attorneys for Defendants, Counterclaimants,
12 and Third Party Plaintiffs PCJV USA, LLC,
13 PCI TRADING LLC, POTATO CORNER,
14 LA GROUP, LLC, GK CAPITAL GROUP,
15 LLC, NKM CAPITAL GROUP, LLC and
16 GUY KOREN, and Defendants J & K
17 AMERICANA, LLC, J&K LAKEWOOD,
18 LLC, J&K OAKRIDGE, LLC, J&K
19 VALLEY FAIR, LLC, J & K ONTARIO,
20 LLC, J&K PC TRUCKS, LLC, HLK
21 MILPITAS, LLC, and GK CERRITOS,
22 LLC
23
24
25
26
27
28

CERTIFICATE OF SERVICE

The undersigned certifies that on March 12, 2025, the foregoing document was electronically filed with the Clerk of the Court for the United States District Court, Central District of California, using the Court's Electronic Case Filing (ECF) system. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct.
Executed on March 12, 2025.

By: /s/AJ Cruickshank

EXHIBIT A

BLANK ROME LLP

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Attorneys for Defendants PCJV USA, LLC, PCI
TRADING, LLC, GUY KOREN, POTATO
CORNER LA GROUP, LLC, NKM CAPITAL
GROUP, LLC, J & K AMERICANA, LLC, J&K
LAKEWOOD, LLC, J&K VALLEY FAIR, LLC,
J & K ONTARIO, LLC, J&K PC TRUCKS, LLC,
and GK CAPITAL GROUP, LLC

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

SHAKEY'S PIZZA ASIA VENTURES,
INC, a Philippines corporation,

Plaintiff,

vs.

PCJV USA, LLC, a Delaware limited
liability company; PCI TRADING, LLC, a
Delaware limited liability company; GUY
KOREN, an individual; Potato Corner LA
Group, LLC, a California limited liability
company; NKM CAPITAL GROUP, LLC, a
California limited liability company; J & K
AMERICANA, LLC, a California limited
liability company; J & K CULVER, LLC, a
California limited liability company; J&K
LAKEWOOD, LLC, a California limited
liability company; J&K OAKRIDGE, LLC, a
California limited liability company; J&K
VALLEY FAIR, LLC, a California limited
liability company; J & K CAPITAL 2, LLC,
a California limited liability company; J & K
ONTARIO, LLC, a California limited
liability company; J&K PC TRUCKS, LLC,
a California limited liability company; J&K
CONSULTANTS GROUP, LLC, a
California limited liability company; GK
CAPITAL GROUP, LLC, a California

Case No. 2:24-CV-04546-SB(AGRx)

Hon. Stanley Blumenfeld, Jr.

**JOINT AGENDA FOR
DISCOVERY CONFERENCE**

Date: March 12, 2025
Time: 10:00 am
Courtroom:

Complaint Filed: May 31, 2024
Trial Date: August 4, 2025

limited liability company; and DOES 1
through 100, inclusive,
Defendants.

SUMMARY OF ITEMS FOR DISCOVERY CONFERENCE

Plaintiff Shakey's Pizza Asia Ventures, Inc. ("Plaintiff") and propounding Defendant PCJV USA ("PCJV") hereby jointly submit the following agenda for the Magistrate Judge's review prior to the hearing on March 12, 2025, at 10:00 a.m.:

1. Plaintiff's proportionality, scope, relevance, privacy, and burden objections (among others) to PCJV's Requests for Production of Documents, Set No. One (Nos. 1-27);
2. The status of Plaintiff's document production and privilege log (if relevant documents are withheld from production) as to document requests or portions thereof as to which there is no dispute; and
3. The sufficiency of Plaintiff's response to PCJV's Interrogatory No. 1.

JOINT STATEMENT OF CASE UNDELRYING DISCOVERY

To assist in the resolution of the discovery dispute, the parties summarize the case, which involves the brand "Potato Corner" and related trademarks, including the word mark "Potato Corner" (USPTO Reg. No. 3760041), the tagline "World's Best Flavored French Fries" (USPTO Reg. No. 3760041), and the logo mark (USPTO Reg. No. 3760041) with a cartoon potato depicted as follows:



The international brand was owned by third-party defendant Cinco Corporation ("Cinco"). The parties dispute how the brand expanded to the United States and who has superior trademark rights to the U.S. brand. The parties'

1 respective positions are the subject of an Order on Defendants' Motion to Dismiss
2 and Plaintiffs' Motion for a Preliminary Injunction, which can be found at Dkt. 56,
3 and which is the subject of a briefed appeal before the Ninth Circuit.

4 Plaintiff contends that, beginning in 2010, PCJV, a U.S. franchisor (then partly
5 owned and operated by Defendant Guy Koren), was a licensee of Cinco and offered
6 sublicenses of the Potato Corner brand to U.S. franchisees (some owned by Koren
7 as a principal of a U.S. franchisee). Other than Defendant PCI Trading, LLC, each
8 of the other Defendants are single purpose entity owners of franchised fast-food
9 outlets. In March of 2022, Plaintiff closed on a transaction with Cinco, whereby it
10 acquired Cinco's international trademark portfolio, including the U.S. registrations,
11 as well as alleged trade secret proprietary flavorings unique to Potato Corner.

12 Plaintiff contends that at issue in this action is Plaintiff's termination of PCJV's
13 license on May 31, 2024, after negotiations on the royalty rates that PCJV would
14 pay for use of the brand fell apart. This termination also caused the entire network
15 of franchised outlets to lose their rights. Plaintiff claims that it had the right to do so
16 because there was no written license agreement and, as such, Defendants were
17 operating on an implied, terminable at-will license. In its First Amended Complaint
18 (Dkt. 65), Plaintiff alleges violations of the Lanham Act and related laws governing
19 fair trade, claiming Defendants are holdover licensees who also misappropriated
20 trade secrets after their licenses ended so as to aid their new competing brand.

21 Defendants contend that in 2010, Cinco agreed to expand into the United
22 States through PCJV by entering into a joint venture agreement with Koren's LA
23 Group and Koren's LA Group agreed to create, develop and operate a U.S. franchise
24 system in exchange for ownership interests, including a perpetual license in PCJV
25 with restrictions on transfer until a written license was agreed upon. Plaintiff
26 disputes Defendants' interpretation of the joint venture agreement, which was the
27 subject of prior litigation in which Cinco was enjoined from interfering with
28 Koren's rights under the agreement, as well as the enforceability of a long-term

1 written license under the joint venture agreement referenced in franchise disclosure
2 documents. The prior litigation ended with Cinco and its affiliated parties entering
3 into a settlement agreement with Koren's LA Group, dismissing their claims with
4 prejudice, making representations regarding and transferring to a Koren controlled
5 entity all of Cinco's rights and obligations in the joint venture. In the Answer,
6 Cross-Complaint and Third-Party Complaint (Dkt. 108), Defendants seek
7 declarations of trademark ownership or prior written license rights and assert claims
8 against Plaintiff for, *inter alia*, inducing breach of contract, tortious interference,
9 and aiding and abetting breaches of fiduciary duties. Defendants claim to have prior
10 and superior trademark rights under (a) written agreements with Cinco that pre-date
11 Plaintiff's purchase agreement and (b) the settlement with Cinco that forms the basis
12 of its dismissal with prejudice in the state court action (whether via *res judicata*,
13 collateral estoppel or direct evidence of the parties' respective rights).

14 **DISCOVERY IN DISPUTE**

15 Defendants have requested a discovery conference in connection with PCJV's
16 Document Request Nos. 1-27, Interrogatory No. 1, as well as to the status of
17 production and a privilege log. Attached as Exhibit "1" is Plaintiff's Responses to
18 PCJV's Requests for Production of Documents, Set No. One (Nos. 1-27). Attached
19 as Exhibit "2" is Plaintiff's Response to PCJV Interrogatory No. 1. The parties have
20 met and conferred on the following issues:

- 21 1. The timing of Plaintiff's production and privilege log, including as to
22 documents Plaintiff has agreed to produce (such as communications
23 with PCJV's U.S. franchisees—Request No. 21);
- 24 2. Plaintiff's objections to Request Nos. 1-20 relating to Plaintiff's
25 acquisition of Potato Corner assets;
- 26 3. Plaintiff's objections to Request Nos. 22-27 relating to Plaintiff's
27 contentions and alleged trade secrets; and
28

1 4. Plaintiff's response to Interrogatory No. 1 seeking a verified written
2 disclosure of Plaintiff's allege trade secrets.

3

4 DATED: March 11, 2025 BLANK ROME LLP

5

6 By: /s/ Todd M. Malynn

7 Arash Beral

8 Todd Malynn

9 Victor Sandoval

10 Attorneys for Defendant

11 PCJV USA, LLC, PCI TRADING, LLC, GUY

12 KOREN, POTATO CORNER LA GROUP,

13 LLC, NKM CAPITAL GROUP, LLC, J & K

14 AMERICANA, LLC, J&K LAKEWOOD, LLC,

15 J&K OAKRIDGE, LLC, J&K VALLEY FAIR,

16 LLC, J & K ONTARIO, LLC, J&K PC

17 TRUCKS, LLC, GK CAPITAL GROUP, LLC,

18 HLK MILPITAS, LLC, and GK CERRITOS,

19 LLC

20

21 DATED: March 11, 2025 FOX FOTHSCHILD LLP

22

23 By: /s/ Michael D. Murphy

24 Michael D. Murphy

25 Kenneth P. Hsu

26 Attorneys for Plaintiff

27 SHAKEY'S PIZZA ASIA VENTURES, INC,

28

CERTIFICATE OF SERVICE

The undersigned certifies that on March 11, 2025, the foregoing document was electronically filed with the Clerk of the Court for the United States District Court, Central District of California, using the Court's Electronic Case Filing (ECF) system. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct.
Executed on March 11, 2025.

By: /s/AJ Cruickshank

EXHIBIT 1

1 Michael D. Murphy (SBN 224678)
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2 Kenneth P. Hsu (SBN 306326)
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3 **ERVIN COHEN & JESSUP LLP**
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Telephone: (310) 273-6333
5 Facsimile: (310) 859-2325
6 Attorneys for Plaintiff SHAKEY'S
PIZZA ASIA VENTURES, INC.
7

8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

10 SHAKEY'S PIZZA ASIA
VENTURES, INC, a Philippines
11 corporation,

12 Plaintiff,

13 v.

14 PCJV USA, LLC, a Delaware limited
liability company; PCI TRADING
15 , LLC, a Delaware limited liability
company; GUY KOREN, an individual;
POTATO CORNER LA GROUP, LLC,
16 a California limited liability company;
NKM CAPITAL GROUP, LLC, a
17 California limited liability company; J
& K AMERICANA, LLC, a California
18 limited liability company; J&K
LAKEWOOD, LLC, a California
19 limited liability company; J&K
VALLEY FAIR, LLC, a California
20 limited liability company; J & K
ONTARIO, LLC, a California limited
21 liability company; HLK MILPITAS,
LLC, a California, limited liability
22 company; GK CERRITOS, LLC, a
California, limited liability company;
23 J&K PC TRUCKS, LLC, a California
limited liability company; and GK
24 CAPITAL GROUP, LLC, a California
limited liability company,

25 Defendants.
26
27
28

Case No. 2:24-cv-04546-SB(AGRx)

**SHAKEY'S PIZZA ASIA
VENTURES, INC.'S RESPONSE TO
PCJV USA, LLC'S REQUESTS FOR
PRODUCTION OF DOCUMENTS,
SET ONE**

Action Filed: May 31, 2024
Trial Date: August 4, 2025

ERVIN COHEN & JESSUP_{LLP}

1 PROPOUNDING PARTY: DEFENDANT PCJV USA, LLC

2 RESPONDING PARTY: PLAINTIFF SHAKEY'S PIZZA ASIA VENTURES,
3 INC.

4 SET NO.: ONE (1)

5 Plaintiff Shakey's Pizza Asia Ventures, Inc. ("SPAVI") hereby responds to
6 the First Set of Requests for Production of Documents ("Requests"), propounded by
7 Defendant PCJV USA, LLC ("PCJV"), as follows:

8 **PRELIMINARY STATEMENT**

9 SPAVI states that its discovery, internal investigation, and preparation for the
10 trial in this matter are not complete as of the date of these responses. SPAVI will
11 respond to these Requests to the best of its present existing knowledge. However,
12 SPAVI anticipates that the discovery process will reveal facts, documents, and
13 witnesses not presently known to it but upon which it may rely. Accordingly, the
14 responses contained herein are not intended to and shall not preclude SPAVI from
15 making any contention or relying on any facts, documents, or witnesses at trial,
16 whether or not identified or relied upon herein, based upon any additional or further
17 evidence adduced during the discovery process.

18 SPAVI further asserts that the inadvertent production of any privileged
19 information or documentation shall not be deemed a waiver of any applicable
20 privilege or of any other ground for objecting to production of the information or
21 documentation, nor shall inadvertent production waive the right of SPAVI to object
22 to the use of any such information or documentation during any subsequent
23 proceeding, including trial. SPAVI reserves any and all rights to withhold any
24 information or documentation from production based on any objection made herein
25 or that may be made in the future based on subsequent investigation and preparation
26 for trial.

27
28

GENERAL OBJECTIONS

(a) SPAVI objects to all Requests to the extent they attempt or purport to impose obligations beyond those imposed or authorized by the Federal Rules of Civil Procedure.

(b) SPAVI objects to all Requests to the extent they attempt or purport to require disclosure of information or documentation containing the work product, impressions, conclusions, opinions, legal research, or theories of its attorneys, current and former, developed in connection with or in anticipation of this or other litigation.

(c) SPAVI objects to all Requests to the extent they attempt or purport to require disclosure of information or documentation protected from such disclosure by the attorney-client privilege, the right to privacy, or any other privilege available under United States or California law.

(d) SPAVI objects to all Requests to the extent they attempt or purport to require disclosure of information or documentation protected from disclosure by the attorney-client or work product privileges insofar as it seeks work by any consulting expert in this matter. SPAVI will not produce said information or documentation unless required to do so pursuant to Federal Rule of Civil Procedure 26 *et seq.*

Subject to and without prejudice to or waiver of the foregoing Preliminary Statement and General Objections, each of which is incorporated in each response below as though fully set forth therein, SPAVI responds as follows:

RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS
REQUEST FOR PRODUCTION NO. 1:

All DOCUMENTS and COMMUNICATIONS REFERRING to, or EVIDENCING any agreements or contracts related to the sale of Potato Corner assets to YOU, including but not limited to the final purchase agreement, any amendments, and any ancillary agreements.

1 RESPONSE TO REQUEST FOR PRODUCTION NO. 1:

2 SPAVI incorporates each and every Preliminary Statement and General
3 Objection set forth above as though fully set forth herein. SPAVI specifically
4 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
5 and seeks documents that are neither relevant to the claims and defenses in this
6 action nor proportional to the needs of this action. SPAVI's acquisition of the
7 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
8 other intellectual property, is not a material fact reasonably in dispute in this action
9 nor a material fact that could be reasonably in dispute. Even if that acquisition were
10 somehow in dispute, the burdens and expenses that would necessarily be incurred in
11 responding to this Request would effectively require SPAVI to gather, review, and
12 produce thousands – if not more – of confidential documents and communications,
13 including all internal and external communications that refer to the "Potato Corner"
14 and that involve any of SPAVI's employees, licensees, and/or franchisees across the
15 globe. Such burdens and expenses would far outweigh the likely benefit of
16 documents produced in response to the Request given that SPAVI's acquisition and
17 ownership of the "Potato Corner" brand can be easily established at the time of trial
18 using a very limited amount of documents, all of which have already been produced
19 in this action or are publicly available.

20 SPAVI also specifically objects to this Request on the grounds that it seeks
21 documents that are confidential, proprietary, trade secret, and protected from
22 disclosure from the right to privacy belonging to SPAVI and various third parties
23 located both domestically and internationally, including confidential internal and
24 external communications, agreements, contracts, disclosures, and deal documents
25 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
26 corporation. SPAVI must especially protect disclosure of such documents from
27 PCJV, which now proclaims itself as a competitor of SPAVI and the "Potato
28 Corner" brand and which is alleged to be misappropriating SPAVI's trade secrets

1 and other intellectual property on an ongoing basis.

2 SPAVI further specifically objects to this Request on the grounds that a
3 substantial portion of responsive documents and information are protected by the
4 attorney-client privilege and the attorney work product doctrine, especially given
5 that SPAVI was represented by, advised by, and dealing with counsel in connection
6 with its acquisition of the “Potato Corner” brand.

7 In addition, SPAVI specifically objects to this Request on the grounds that it
8 is vague and ambiguous as to the terms “related to the sale of Potato Corner assets,”
9 “final purchase agreement,” and “ancillary agreements,” none of which are defined.
10 In light of these undefined terms, the Request is lacking in reasonable particularity.

11 Based on the foregoing objections, SPAVI will not produce documents
12 responsive to the Request.

13 **REQUEST FOR PRODUCTION NO. 2:**

14 All DOCUMENTS and COMMUNICATIONS RELATING to the business
15 opportunity of acquiring POTATO CORNER assets, including but not limited to
16 DOCUMENTS EVIDENCING when and how YOU learned about the opportunity.

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

18 SPAVI incorporates each and every Preliminary Statement and General
19 Objection set forth above as though fully set forth herein. SPAVI specifically
20 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
21 and seeks documents that are neither relevant to the claims and defenses in this
22 action nor proportional to the needs of this action. SPAVI’s acquisition of the
23 “Potato Corner” brand, including the registered “Potato Corner” trademarks and
24 other intellectual property, as well as the “opportunity” presented by the “Potato
25 Corner” brand, whatever that may mean, are not material facts reasonably in dispute
26 in this action nor material facts that could be reasonably in dispute. Even if that
27 acquisition were somehow in dispute, the burdens and expenses that would
28 necessarily be incurred in responding to this Request would effectively require

1 SPAVI to gather, review, and produce thousands – if not more – of confidential
2 documents and communications, including all internal and external communications
3 that refer to the “Potato Corner” (or “opportunity” presented by the “Potato Corner”
4 brand) and that involve any of SPAVI’s employees, licensees, and/or franchisees
5 across the globe. Such burdens and expenses would far outweigh the likely benefit
6 of documents produced in response to the Request given that SPAVI’s ownership of
7 the “Potato Corner” brand can be easily established at the time of trial using a very
8 limited amount of documents, all of which have already been produced in this action
9 or are publicly available.

10 SPAVI also specifically objects to this Request on the grounds that it seeks
11 documents that are confidential, proprietary, trade secret, and protected from
12 disclosure from the right to privacy belonging to SPAVI and various third parties
13 located both domestically and internationally, including confidential internal and
14 external communications, agreements, contracts, disclosures, and deal documents
15 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
16 corporation. SPAVI must especially protect disclosure of such documents from
17 PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
18 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
19 and other intellectual property on an ongoing basis.

20 SPAVI further specifically objects to this Request on the grounds that a
21 substantial portion of responsive documents and information are protected by the
22 attorney-client privilege and the attorney work product doctrine, especially given
23 that SPAVI was represented by, advised by, and dealing with counsel in connection
24 with its acquisition of the “Potato Corner” brand.

25 In addition, SPAVI specifically objects to this Request on the grounds that it
26 is vague and ambiguous as to the phrases “business opportunity” and
27 “DOCUMENTS EVIDENCING when and how YOU learned about the
28 opportunity.” In light of these phrases, the Request is lacking in reasonable

1 particularity such that SPAVI is unable to even search for, much less produce,
2 responsive documents without speculating as to PCJV's intentions as to the scope of
3 the Request.

4 Based on the foregoing objections, SPAVI will not produce documents
5 responsive to the Request.

6 **REQUEST FOR PRODUCTION NO. 3:**

7 All DOCUMENTS and COMMUNICATIONS RELATING to the valuation
8 of the business opportunity of acquiring POTATO CORNER assets, including but
9 not limited to DOCUMENTS EVIDENCING the valuation of the business
10 opportunity by country or region.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

12 SPAVI incorporates each and every Preliminary Statement and General
13 Objection set forth above as though fully set forth herein. SPAVI specifically
14 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
15 and seeks documents that are neither relevant to the claims and defenses in this
16 action nor proportional to the needs of this action. SPAVI's acquisition of the
17 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
18 other intellectual property, as well as the "valuation" of the "opportunity" presented
19 by the "Potato Corner" brand, whatever that may mean, are not material facts
20 reasonably in dispute in this action nor material facts that could be reasonably in
21 dispute. Even if that acquisition were somehow in dispute, the burdens and expenses
22 that would necessarily be incurred in responding to this Request would effectively
23 require SPAVI to gather, review, and produce thousands – if not more – of
24 confidential documents and communications, including all internal and external
25 communications that refer to the "Potato Corner" (or "opportunity" presented by the
26 "Potato Corner" brand) and that involve any of SPAVI's employees, licensees,
27 and/or franchisees across the globe. Such burdens and expenses would far outweigh
28 the likely benefit of documents produced in response to the Request given that

1 SPAVI's ownership of the "Potato Corner" brand can be easily established at the
2 time of trial using a very limited amount of documents, all of which have already
3 been produced in this action or are publicly available.

4 SPAVI also specifically objects to this Request on the grounds that it seeks
5 documents that are confidential, proprietary, trade secret, and protected from
6 disclosure from the right to privacy belonging to SPAVI and various third parties
7 located both domestically and internationally, including confidential internal and
8 external communications, agreements, contracts, disclosures, and deal documents
9 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
10 corporation. SPAVI must especially protect disclosure of such documents from
11 PCJV, which now proclaims itself as a competitor of SPAVI and the "Potato
12 Corner" brand and which is alleged to be misappropriating SPAVI's trade secrets
13 and other intellectual property on an ongoing basis.

14 SPAVI further specifically objects to this Request on the grounds that a
15 substantial portion of responsive documents and information are protected by the
16 attorney-client privilege and the attorney work product doctrine, especially given
17 that SPAVI was represented by, advised by, and dealing with counsel in connection
18 with its acquisition of the "Potato Corner" brand.

19 In addition, SPAVI specifically objects to this Request on the grounds that it
20 is vague and ambiguous as to the undefined term "valuation" and the phrases
21 "business opportunity" and "DOCUMENTS EVIDENCING the valuation of the
22 business opportunity by country or region." In light of these undefined terms, the
23 Request is lacking in reasonable particularity such that SPAVI is unable to even
24 search for, much less produce, responsive documents without speculating as to
25 PCJV's intentions as to the scope of the Request.

26 Subject to and without waiving the foregoing objections, SPAVI will produce
27 a copy of its most recent consolidated financial statement, which shows the total
28 valuation of the assets acquired, including intellectual property, in its acquisition of

1 the “Potato Corner” brand.

2 **REQUEST FOR PRODUCTION NO. 4:**

3 All DOCUMENTS and COMMUNICATIONS RELATED to the negotiation
4 of the sale of POTATO CORNER assets to YOU, including but not limited to letters
5 of intent, term sheets, drafts of agreements, and correspondence between the parties.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

7 SPAVI incorporates each and every Preliminary Statement and General
8 Objection set forth above as though fully set forth herein. SPAVI specifically
9 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
10 and seeks documents that are neither relevant to the claims and defenses in this
11 action nor proportional to the needs of this action. SPAVI’s acquisition of the
12 “Potato Corner” brand, including the registered “Potato Corner” trademarks and
13 other intellectual property, as well as the “negotiation” of that acquisition are not
14 material facts reasonably in dispute in this action nor material facts that could be
15 reasonably in dispute. Even if that acquisition were somehow in dispute, the burdens
16 and expenses that would necessarily be incurred in responding to this Request would
17 effectively require SPAVI to gather, review, and produce thousands – if not more –
18 of confidential documents and communications, including all internal and external
19 communications that refer to the “Potato Corner” or the “negotiation” of SPAVI’s
20 acquisition of the “Potato Corner” brand and that involve any of SPAVI’s
21 employees, licensees, and/or franchisees across the globe. Such burdens and
22 expenses would far outweigh the likely benefit of documents produced in response
23 to the Request given that SPAVI’s ownership of the “Potato Corner” brand can be
24 easily established at the time of trial using a very limited amount of documents, all
25 of which have already been produced in this action or are publicly available.

26 SPAVI also specifically objects to this Request on the grounds that it seeks
27 documents that are confidential, proprietary, trade secret, and protected from
28 disclosure from the right to privacy belonging to SPAVI and various third parties

1 located both domestically and internationally, including confidential internal and
2 external communications, agreements, contracts, disclosures, and deal documents
3 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
4 corporation. SPAVI must especially protect disclosure of such documents from
5 PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
6 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
7 and other intellectual property on an ongoing basis.

8 SPAVI further specifically objects to this Request on the grounds that a
9 substantial portion of responsive documents and information are protected by the
10 attorney-client privilege and the attorney work product doctrine, especially given
11 that SPAVI was represented by, advised by, and dealing with counsel in connection
12 with its acquisition of the “Potato Corner” brand.

13 In addition, SPAVI specifically objects to this Request on the grounds that it
14 is vague and ambiguous as to the undefined terms “negotiation,” “letters of intent,”
15 and “term sheets.” In light of these undefined terms, the Request is lacking in
16 reasonable particularity.

17 Based on the foregoing objections, SPAVI will not produce documents
18 responsive to the Request.

19 **REQUEST FOR PRODUCTION NO. 5:**

20 All DOCUMENTS and COMMUNICATIONS RELATING to the discount,
21 if any, that YOU requested or received in connection with acquiring POTATO
22 CORNER assets in any particular country due to any risk of litigation, whether
23 existing or potential litigation.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

25 SPAVI incorporates each and every Preliminary Statement and General
26 Objection set forth above as though fully set forth herein. SPAVI specifically
27 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
28 and seeks documents that are neither relevant to the claims and defenses in this

1 action nor proportional to the needs of this action. SPAVI's acquisition of the
2 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
3 other intellectual property, as well as any "discount" SPAVI "requested or
4 received," whatever that may mean, are not material facts reasonably in dispute in
5 this action nor material facts that could be reasonably in dispute. Even if that
6 acquisition were somehow in dispute, the burdens and expenses that would
7 necessarily be incurred in responding to this Request would effectively require
8 SPAVI to gather, review, and produce thousands – if not more – of confidential
9 documents and communications, including all internal and external communications
10 that refer to the "Potato Corner" or any "discount" SPAVI "requested or received,"
11 whatever that may mean, and that involve any of SPAVI's employees, licensees,
12 and/or franchisees across the globe. Such burdens and expenses would far outweigh
13 the likely benefit of documents produced in response to the Request given that
14 SPAVI's ownership of the "Potato Corner" brand can be easily established at the
15 time of trial using a very limited amount of documents, all of which have already
16 been produced in this action or are publicly available.

17 SPAVI also specifically objects to this Request on the grounds that it seeks
18 documents that are confidential, proprietary, trade secret, and protected from
19 disclosure from the right to privacy belonging to SPAVI and various third parties
20 located both domestically and internationally, including confidential internal and
21 external communications, agreements, contracts, disclosures, and deal documents
22 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
23 corporation. SPAVI must especially protect disclosure of such documents from
24 PCJV, which now proclaims itself as a competitor of SPAVI and the "Potato
25 Corner" brand and which is alleged to be misappropriating SPAVI's trade secrets
26 and other intellectual property on an ongoing basis.

27 SPAVI further specifically objects to this Request on the grounds that a
28 substantial portion of responsive documents and information are protected by the

1 attorney-client privilege and the attorney work product doctrine, especially given
2 that SPAVI was represented by, advised by, and dealing with counsel in connection
3 with its acquisition of the “Potato Corner” brand.

4 In addition, SPAVI specifically objects to this Request on the grounds that it
5 is vague and ambiguous as to the phrases “discount that YOU requested or
6 received” and “risk of litigation,” and, moreover, the phrase “in any particular
7 country” as a modifier of “acquiring POTATO CORNER assets.” In light of these
8 phrases, the Request is lacking in reasonable particularity such that SPAVI is unable
9 to even search for, much less produce, responsive documents without speculating as
10 to PCJV’s intentions as to the scope of the Request.

11 Responding Party will interpret this Request to be seeking documents and
12 communications related to any Request by SPAVI made to Cinco Corporation
13 (“Cinco”) during the negotiation of its acquisition of the “Potato Corner” brand, in
14 which SPAVI responds to any offer or counter-offer from Cinco to sell the “Potato
15 Corner” assets in a specific country for a proposed price (whether as a standalone or
16 part of a global purchase and sale) by asking that the price proposed by Cinco for
17 the “Potato Corner” assets in that country be reduced “due to any risk of litigation,
18 whether existing or potential litigation,” as well as any documents and
19 communications related to any reduced price for the “Potato Corner” assets in that
20 specific country. Given the relevance, proportionality, overbreadth, privacy, and
21 confidentiality objections above, SPAVI still would not respond to this Request
22 except as it relates to the United States.

23 Subject to and without waiving the foregoing objections, and subject to the
24 limitation set forth in the preceding paragraph, SPAVI responds as follows: There
25 are no documents or communications responsive to this Request in SPAVI’s
26 possession, custody, or control.

27 **REQUEST FOR PRODUCTION NO. 6:**

28 All DOCUMENTS and COMMUNICATIONS RELATING to the due

1 diligence that YOU conducted in connection with the acquisition of POTATO
2 CORNER assets, including but not limited to financial statements, asset valuations,
3 and legal opinions.

4 **RESPONSE TO REQUEST FOR PRODUCTION NO. 6:**

5 SPAVI incorporates each and every Preliminary Statement and General
6 Objection set forth above as though fully set forth herein. SPAVI specifically
7 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
8 and seeks documents that are neither relevant to the claims and defenses in this
9 action nor proportional to the needs of this action. SPAVI's acquisition of the
10 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
11 other intellectual property, as well as any "due diligence" that SPAVI conducted
12 before its acquisition of the "Potato Corner" brand are not material facts reasonably
13 in dispute in this action nor material facts that could be reasonably in dispute. Even
14 if that acquisition were somehow in dispute, the burdens and expenses that would
15 necessarily be incurred in responding to this Request would effectively require
16 SPAVI to gather, review, and produce thousands – if not more – of confidential
17 documents and communications, including all internal and external communications
18 that refer to the "Potato Corner" or any "due diligence" that SPAVI performed with
19 regards to the "Potato Corner" and that involve any of SPAVI's employees,
20 licensees, and/or franchisees across the globe. Such burdens and expenses would far
21 outweigh the likely benefit of documents produced in response to the Request given
22 that SPAVI's ownership of the "Potato Corner" brand can be easily established at
23 the time of trial using a very limited amount of documents, all of which have already
24 been produced in this action or are publicly available.

25 SPAVI also specifically objects to this Request on the grounds that it seeks
26 documents that are confidential, proprietary, trade secret, and protected from
27 disclosure from the right to privacy belonging to SPAVI and various third parties
28 located both domestically and internationally, including confidential internal and

1 external communications, agreements, contracts, disclosures, and deal documents
2 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
3 corporation. SPAVI must especially protect disclosure of such documents from
4 PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
5 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
6 and other intellectual property on an ongoing basis.

7 SPAVI further specifically objects to this Request on the grounds that a
8 substantial portion of responsive documents and information are protected by the
9 attorney-client privilege and the attorney work product doctrine, especially given
10 that SPAVI was represented by, advised by, and dealing with counsel in connection
11 with its acquisition of the “Potato Corner” brand, including with regards to due
12 diligence performed. Indeed, the Request expressly requests production of “legal
13 opinions,” which are clearly privileged documents.

14 In addition, SPAVI specifically objects to this Request on the grounds that it
15 is vague and ambiguous as to the undefined terms “financial statements” and “asset
16 valuations.” In light of these undefined terms, the Request is lacking in reasonable
17 particularity such that SPAVI is unable to even search for, much less produce,
18 responsive documents without speculating as to PCJV’s intentions as to the scope of
19 the Request.

20 Subject to and without waiving the foregoing objections, SPAVI will produce
21 a copy of its most recent consolidated financial statement, which shows its total
22 valuation of the assets acquired, including intellectual property, in its acquisition of
23 the “Potato Corner” brand.

24 **REQUEST FOR PRODUCTION NO. 7:**

25 All DOCUMENTS and COMMUNICATIONS RELATING to the risk
26 assessment, if any, of acquiring POTATO CORNER assets involved, or potentially
27 involved, in litigation, whether before and/or after the acquisition of the POTATO
28 CORNER assets, including but not limited to litigation or potential litigation in or

1 outside of the United States.

2 **RESPONSE TO REQUEST FOR PRODUCTION NO. 7:**

3 SPAVI incorporates each and every Preliminary Statement and General
4 Objection set forth above as though fully set forth herein. SPAVI specifically
5 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
6 and seeks documents that are neither relevant to the claims and defenses in this
7 action nor proportional to the needs of this action, especially with regards to
8 “litigation or potential litigation . . . outside of the United States,” subject matters
9 that are never once mentioned in any of the operative pleadings. SPAVI’s
10 acquisition of the “Potato Corner” brand, including the registered “Potato Corner”
11 trademarks and other intellectual property, as well as any “risk assessment” of
12 certain “assets involved” that SPAVI conducted before its acquisition of the “Potato
13 Corner” brand are not material facts reasonably in dispute in this action nor material
14 facts that could be reasonably in dispute. Even if that acquisition were somehow in
15 dispute, the burdens and expenses that would necessarily be incurred in responding
16 to this Request would effectively require SPAVI to gather, review, and produce
17 thousands – if not more – of confidential documents and communications, including
18 all internal and external communications that refer to the “Potato Corner” or any
19 “risk assessment” that SPAVI performed with regards to certain “assets involved”
20 and that involve any of SPAVI’s employees, licensees, and/or franchisees across the
21 globe. Such burdens and expenses would far outweigh the likely benefit of
22 documents produced in response to the Request given that SPAVI’s ownership of
23 the “Potato Corner” brand can be easily established at the time of trial using a very
24 limited amount of documents, all of which have already been produced in this action
25 or are publicly available.

26 SPAVI also specifically objects to this Request on the grounds that it seeks
27 documents that are confidential, proprietary, trade secret, and protected from
28 disclosure from the right to privacy belonging to SPAVI and various third parties

1 located both domestically and internationally, including confidential internal and
2 external communications, agreements, contracts, disclosures, and deal documents
3 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
4 corporation. SPAVI must especially protect disclosure of such documents from
5 PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
6 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
7 and other intellectual property on an ongoing basis.

8 SPAVI further specifically objects to this Request on the grounds that a
9 substantial portion of responsive documents and information are protected by the
10 attorney-client privilege and the attorney work product doctrine, especially given
11 that SPAVI was represented by, advised by, and dealing with counsel in connection
12 with its acquisition of the “Potato Corner” brand, including with regards to due
13 diligence and “risk assessment.”

14 In addition, SPAVI specifically objects to this Request on the grounds that it
15 is vague and ambiguous as to the undefined terms “risk assessment” and “potential
16 litigation.” In light of these undefined terms, the Request is lacking in reasonable
17 particularity.

18 Subject to and without waiving the foregoing objections, SPAVI will produce
19 all non-privileged documents in its possession, custody, or control that (1) predate
20 its acquisition of “Potato Corner” assets, which closed in March of 2022; (2)
21 evidence its due diligence relating to its acquisition of the “Potato Corner” brand;
22 and (3) expressly refer to any prior, pending, or expected litigation in the United
23 States involving “Potato Corner.”

24 **REQUEST FOR PRODUCTION NO. 8:**

25 All regulatory filings YOU or any other entity in connection with YOU made
26 RELATING to the acquisition of POTATO CORNER assets, including filings with
27 the Securities and Exchange Commission of the Philippines or any other relevant
28 regulatory authority.

RESPONSE TO REQUEST FOR PRODUCTION NO. 8:

SPAVI incorporates each and every Preliminary Statement and General Objection set forth above as though fully set forth herein. SPAVI specifically objects to this Request on the grounds that it is overbroad, burdensome, oppressive, and seeks documents that are neither relevant to the claims and defenses in this action nor proportional to the needs of this action. SPAVI's acquisition of the "Potato Corner" brand, including the registered "Potato Corner" trademarks and other intellectual property, is not a material fact reasonably in dispute in this action nor a material fact that could be reasonably in dispute.

SPAVI further specifically objects to this Request to the extent it seeks documents and information protected by the attorney-client privilege and the attorney work product doctrine, especially given that SPAVI was represented by, advised by, and dealing with counsel in connection with its acquisition of the "Potato Corner" brand.

In addition, SPAVI specifically objects to this Request on the grounds that it is vague and ambiguous as to the undefined terms "regulatory filings" and "relevant regulatory authority." In light of these undefined terms, the Request is lacking in reasonable particularity. By way of example, this Request could be interpreted as seeking communications by SPAVI to a health department official in a rural jurisdiction of Malaysia about a Potato Corner outlet. Given the relevance, proportionality, overbreadth, privacy, and confidentiality objections above, SPAVI still would not respond to this Request except as it relates to the Securities and Exchange Commission. As such, SPAVI additionally specifically objects to this Request on the grounds that it seeks documents that are already in PCJV's possession, custody, or control or are publicly available.

Subject to and without waiving the foregoing objections, and subject to the limitation set forth in the preceding paragraph, SPAVI responds as follows: SPAVI will produce all regulatory filings filed by SPAVI and in its possession, custody, or

1 control specifically disclosing any information pertaining to its acquisition of the
2 “Potato Corner” brand.

3 **REQUEST FOR PRODUCTION NO. 9:**

4 All minutes of meetings, resolutions, or other DOCUMENTS and
5 COMMUNICATIONS REFLECTING decisions made by YOUR board of directors
6 or any committee thereof regarding the acquisition of POTATO CORNER assets,
7 including but not limited to minutes relating to (a) how the business opportunity
8 came to the board or any committee thereof, (b) initial or subsequent asset or
9 business valuations related to the business opportunity requested by or presented to
10 the board or any committed thereto, (c) any updates, progress reports, delays or
11 setbacks in or during negotiations to acquire POTATO CORNER assets that was
12 communicated to the board or any committee thereof, (d) any discounts or offers of
13 value related to any actual, perceived or possible litigation risk connected with any
14 POTATO CORNER assets communicated to the board or any committee thereof,
15 and (e) due diligence requested by or presented to the board or any committed
16 thereof.

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 9:**

18 SPAVI incorporates each and every Preliminary Statement and General
19 Objection set forth above as though fully set forth herein. SPAVI specifically
20 objects to this Request on the grounds that the Request and each of its many
21 subparts are overbroad, burdensome, oppressive, and seeks documents that are
22 neither relevant to the claims and defenses in this action nor proportional to the
23 needs of this action. SPAVI’s acquisition of the “Potato Corner” brand, including
24 the registered “Potato Corner” trademarks and other intellectual property, as well as
25 any related “business opportunity,” “business valuations,” “updates, progress
26 reports, delays or setbacks,” “negotiations,” “discounts,” “offers of value” or
27 “perceived or possible litigation risk,” whatever those terms may mean, are not
28 material facts reasonably in dispute in this action nor material facts that could be

1 reasonably in dispute. Even if that acquisition were somehow in dispute, the burdens
2 and expenses that would necessarily be incurred in responding to this Request would
3 require SPAVI to gather, review, and produce potentially hundreds of confidential
4 documents, the vast majority of which would be entirely irrelevant to this action.
5 Such burdens and expenses would far outweigh the likely benefit of documents
6 produced in response to the Request given that SPAVI's ownership of the "Potato
7 Corner" brand can be easily established at the time of trial using a very limited
8 amount of documents, all of which have already been produced in this action or are
9 publicly available.

10 SPAVI also specifically objects to this Request on the grounds that it seeks
11 documents that are confidential, proprietary, trade secret, and protected from
12 disclosure from the right to privacy belonging to SPAVI and various third parties
13 located both domestically and internationally, especially all of the responsive
14 documents relate to a highly sensitive acquisition transaction involving SPAVI, a
15 Philippines corporation. SPAVI must especially protect disclosure of such
16 documents from PCJV, which now proclaims itself as a competitor of SPAVI and
17 the "Potato Corner" brand and which is alleged to be misappropriating SPAVI's
18 trade secrets and other intellectual property on an ongoing basis.

19 SPAVI further specifically objects to this Request on the grounds that a
20 substantial portion of responsive documents and information are protected by the
21 attorney-client privilege and the attorney work product doctrine, especially given
22 that SPAVI was represented by, advised by, and dealing with counsel in connection
23 with its acquisition of the "Potato Corner" brand, including with regards to due
24 diligence performed.

25 In addition, SPAVI specifically objects to this Request on the grounds that it
26 is vague, ambiguous, and unintelligible as to the phrase "DOCUMENTS and
27 COMMUNICATIONS REFLECTING decisions made" and the terms, "business
28 opportunity," "business valuations," "updates, progress reports, delays or setbacks,"

1 “negotiations,” “discounts,” “offers of value” and “perceived or possible litigation
2 risk.” In light of these phrases and terms, the Request is lacking in reasonable
3 particularity such that SPAVI is unable to even search for, much less produce,
4 responsive documents without speculating as to PCJV’s intentions as to the scope of
5 the Request.

6 Based on the foregoing objections, SPAVI will not produce documents
7 responsive to the Request.

8 **REQUEST FOR PRODUCTION NO. 10:**

9 All COMMUNICATIONS between YOU and any other party REGARDING
10 the acquisition of POTATO CORNER assets.

11 **RESPONSE TO REQUEST FOR PRODUCTION NO. 10:**

12 SPAVI incorporates each and every Preliminary Statement and General
13 Objection set forth above as though fully set forth herein. SPAVI specifically
14 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
15 and seeks communications that are neither relevant to the claims and defenses in this
16 action nor proportional to the needs of this action. SPAVI’s acquisition of the
17 “Potato Corner” brand, including the registered “Potato Corner” trademarks and
18 other intellectual property, is not a material fact reasonably in dispute in this action
19 nor a material fact that could be reasonably in dispute. Even if that acquisition were
20 somehow in dispute, the burdens and expenses that would necessarily be incurred in
21 responding to this Request would effectively require SPAVI to gather, review, and
22 produce hundreds or thousands – if not more – of confidential communications,
23 including all internal and external communications that refer to the “Potato Corner”
24 and that involve any of SPAVI’s employees, licensees, and/or franchisees across the
25 globe. Such burdens and expenses would far outweigh the likely benefit of
26 communications produced in response to the Request given that SPAVI’s
27 acquisition and ownership of the “Potato Corner” brand can be easily established at
28 the time of trial using a very limited amount of documents, all of which have already

1 been produced in this action or are publicly available.

2 SPAVI also specifically objects to this Request on the grounds that it seeks
3 communications that are confidential and protected from disclosure from the right to
4 privacy belonging to SPAVI and various third parties located both domestically and
5 internationally, including confidential internal and external communications relating
6 to a highly sensitive acquisition transaction involving SPAVI, a Philippines
7 corporation. SPAVI must especially protect disclosure of such communications
8 from PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
9 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
10 and other intellectual property on an ongoing basis.

11 SPAVI further specifically objects to this Request on the grounds that a
12 substantial portion of responsive communications are protected by the attorney-
13 client privilege and the attorney work product doctrine, especially given that SPAVI
14 was represented by, advised by, and dealing with counsel in connection with its
15 acquisition of the “Potato Corner” brand. This Request is so broad that it could even
16 be interpreted as seeking information protected by the marital privilege, if, for
17 example, an employee of SPAVI did nothing more than forward a newspaper
18 clipping to his spouse about the acquisition.

19 In addition, SPAVI specifically objects to this Request on the grounds that it
20 is vague and ambiguous as to the phrase “REGARDING the acquisition of
21 POTATO CORNER assets.” In light of this phrase, the Request is lacking in
22 reasonable particularity.

23 Based on the foregoing objections, SPAVI will not produce documents
24 responsive to the Request.

25 **REQUEST FOR PRODUCTION NO. 11:**

26 All COMMUNICATIONS between or among YOUR employees, officers,
27 directors or agents REGARDING the acquisition of POTATO CORNER assets.

28

1 RESPONSE TO REQUEST FOR PRODUCTION NO. 11:

2 SPAVI incorporates each and every Preliminary Statement and General
3 Objection set forth above as though fully set forth herein. SPAVI specifically
4 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
5 and seeks communications that are neither relevant to the claims and defenses in this
6 action nor proportional to the needs of this action. SPAVI's acquisition of the
7 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
8 other intellectual property, is not a material fact reasonably in dispute in this action
9 nor a material fact that could be reasonably in dispute. Even if that acquisition were
10 somehow in dispute, the burdens and expenses that would necessarily be incurred in
11 responding to this Request would effectively require SPAVI to gather, review, and
12 produce hundreds or thousands – if not more – of confidential communications,
13 including all internal and external communications that refer to the "Potato Corner"
14 and that involve any of SPAVI's employees, licensees, and/or franchisees across the
15 globe. Such burdens and expenses would far outweigh the likely benefit of
16 communications produced in response to the Request given that SPAVI's
17 acquisition and ownership of the "Potato Corner" brand can be easily established at
18 the time of trial using a very limited amount of documents, all of which have already
19 been produced in this action or are publicly available.

20 SPAVI also specifically objects to this Request on the grounds that it seeks
21 communications that are confidential and protected from disclosure from the right to
22 privacy belonging to SPAVI and various third parties located both domestically and
23 internationally, including confidential internal and external communications relating
24 to a highly sensitive acquisition transaction involving SPAVI, a Philippines
25 corporation. SPAVI must especially protect disclosure of such communications
26 from PCJV, which now proclaims itself as a competitor of SPAVI and the "Potato
27 Corner" brand and which is alleged to be misappropriating SPAVI's trade secrets
28 and other intellectual property on an ongoing basis.

1 SPAVI further specifically objects to this Request on the grounds that a
2 substantial portion of responsive communications are protected by the attorney-
3 client privilege and the attorney work product doctrine, especially given that SPAVI
4 was represented by, advised by, and dealing with counsel in connection with its
5 acquisition of the “Potato Corner” brand.

6 In addition, SPAVI specifically objects to this Request on the grounds that it
7 is vague and ambiguous as to the phrase “REGARDING the acquisition of
8 POTATO CORNER assets,” as well as to the undefined term “agents,” in the
9 context of this Request. In light of this phrase and term, the Request is lacking in
10 reasonable particularity.

11 Based on the foregoing objections, SPAVI will not produce documents
12 responsive to the Request.

13 **REQUEST FOR PRODUCTION NO. 12:**

14 All financial DOCUMENTS RELATED to the acquisition of POTATO
15 CORNER assets, including but not limited to payment records, wire transfers, and
16 bank statements.

17 **RESPONSE TO REQUEST FOR PRODUCTION NO. 12:**

18 SPAVI incorporates each and every Preliminary Statement and General
19 Objection set forth above as though fully set forth herein. SPAVI specifically
20 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
21 and seeks documents that are neither relevant to the claims and defenses in this
22 action nor proportional to the needs of this action. SPAVI’s acquisition of the
23 “Potato Corner” brand, including the registered “Potato Corner” trademarks and
24 other intellectual property, is not a material fact reasonably in dispute in this action
25 nor a material fact that could be reasonably in dispute. Even if that acquisition were
26 somehow in dispute, the burdens and expenses that would necessarily be incurred in
27 responding to this Request would effectively require SPAVI to gather, review, and
28 produce thousands – if not more – of “financial documents,” including “payment

1 records” and “bank statements,” that refer or allude to the “Potato Corner.” Such
2 burdens and expenses would far outweigh the likely benefit of documents produced
3 in response to the Request given that SPAVI’s acquisition and ownership of the
4 “Potato Corner” brand can be easily established at the time of trial using a very
5 limited amount of documents, all of which have already been produced in this action
6 or are publicly available.

7 SPAVI also specifically objects to this Request on the grounds that it seeks
8 “financial documents” that are confidential and protected from disclosure from the
9 right to privacy belonging to SPAVI and various third parties located both
10 domestically and internationally, including confidential financial records, relating to
11 a highly sensitive acquisition transaction involving SPAVI, a Philippines
12 corporation. SPAVI must especially protect disclosure of such “financial
13 documents” from PCJV, which now proclaims itself as a competitor of SPAVI and
14 the “Potato Corner” brand and which is alleged to be misappropriating SPAVI’s
15 trade secrets and other intellectual property on an ongoing basis.

16 SPAVI further specifically objects to this Request on the grounds that a
17 substantial portion of responsive documents and information are protected by the
18 attorney-client privilege and the attorney work product doctrine, especially given
19 that SPAVI was represented by, advised by, and dealing with counsel in connection
20 with its acquisition of the “Potato Corner” brand.

21 In addition, SPAVI specifically objects to this Request on the grounds that it
22 is vague and ambiguous as to the terms “financial DOCUMENTS,” “payment
23 records,” and “bank statements.” In light of these undefined terms, the Request is
24 lacking in reasonable particularity such that SPAVI is unable to even search for,
25 much less produce, responsive documents without speculating as to PCJV’s
26 intentions as to the scope of the Request.

27 Based on the foregoing objections, SPAVI will not produce documents
28 responsive to the Request.

1 **REQUEST FOR PRODUCTION NO. 13:**

2 All DOCUMENTS and COMMUNICATIONS RELATED to the transfer of
3 intellectual property to YOU, including but not limited to trademark assignments,
4 patent assignments, and copyright transfers.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 13:**

6 SPAVI incorporates each and every Preliminary Statement and General
7 Objection set forth above as though fully set forth herein. SPAVI specifically
8 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
9 and seeks documents and communications that are neither relevant to the claims and
10 defenses in this action nor proportional to the needs of this action, especially given
11 that the Request is not limited in time or subject matter (*i.e.*, the precise intellectual
12 property at issue). At most, only the transfer of the intellectual property comprising
13 the “Potato Corner” brand specifically alleged in the operative Complaint to SPAVI
14 is remotely relevant to this action. The transfer of all other intellectual property,
15 including any marks and trade secrets, not related to the “Potato Corner” brand is far
16 outside the scope of discovery.

17 Even if this Request was limited exclusively to the transfer of the intellectual
18 property comprising the “Potato Corner” brand to SPAVI, SPAVI’s acquisition of
19 the “Potato Corner” brand, including the registered “Potato Corner” trademarks and
20 other intellectual property, is not a material fact reasonably in dispute in this action
21 nor a material fact that could be reasonably in dispute. Even if that acquisition were
22 somehow in dispute, the burdens and expenses that would necessarily be incurred in
23 responding to this Request would effectively require SPAVI to gather, review, and
24 produce hundreds or thousands – if not more – of confidential documents and
25 communications, including all internal and external communications that refer to the
26 transfer of “Potato Corner”-related intellectual property and that involve any of
27 SPAVI’s employees, licensees, and/or franchisees across the globe. Such burdens
28 and expenses would far outweigh the likely benefit of documents produced in

1 response to the Request given that SPAVI's acquisition and ownership of the
2 "Potato Corner" brand can be easily established at the time of trial using a very
3 limited amount of documents, all of which have already been produced in this action
4 or are publicly available.

5 SPAVI also specifically objects to this Request on the grounds that it seeks
6 documents and communications that are confidential and protected from disclosure
7 from the right to privacy belonging to SPAVI and various third parties located both
8 domestically and internationally, including confidential internal and external
9 communications, agreements, contracts, disclosures, and deal documents relating to
10 a highly sensitive acquisition transaction involving SPAVI, a Philippines
11 corporation. SPAVI must especially protect disclosure of such documents from
12 PCJV, which now proclaims itself as a competitor of SPAVI and the "Potato
13 Corner" brand and which is alleged to be misappropriating SPAVI's trade secrets
14 and other intellectual property on an ongoing basis.

15 SPAVI further specifically objects to this Request on the grounds that a
16 substantial portion of responsive documents and information are protected by the
17 attorney-client privilege and the attorney work product doctrine, especially given
18 that SPAVI was represented by, advised by, and dealing with counsel in connection
19 with its acquisition of the "Potato Corner" brand.

20 In addition, SPAVI specifically objects to this Request on the grounds that it
21 is vague and ambiguous as to the phrase "RELATED to the transfer of intellectual
22 property to YOU." In light of these undefined terms, the Request is lacking in
23 reasonable particularity such that SPAVI is unable to even search for, much less
24 produce, responsive documents without speculating as to PCJV's intentions as to the
25 scope of the Request.

26 Subject to and without waiving the foregoing objections, SPAVI will produce
27 deeds of assignment sufficient to show the transfer of trademarks comprising the
28 "Potato Corner" brand to SPAVI, as well as all filings recorded with the U.S. Patent

1 and Trademark Office showing the same, within its possession, custody, or control.

2 **REQUEST FOR PRODUCTION NO. 14:**

3 All press releases, public announcements, and other public
4 COMMUNICATIONS made by YOU REGARDING the acquisition of POTATO
5 CORNER assets.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 14:**

7 SPAVI incorporates each and every Preliminary Statement and General
8 Objection set forth above as though fully set forth herein. SPAVI specifically
9 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
10 and seeks documents that are neither relevant to the claims and defenses in this
11 action nor proportional to the needs of this action. SPAVI's acquisition of the
12 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
13 other intellectual property, is not a material fact reasonably in dispute in this action
14 nor a material fact that could be reasonably in dispute. Even if that acquisition were
15 somehow in dispute, the burdens and expenses that would necessarily be incurred in
16 responding to this Request would effectively require SPAVI to gather, review, and
17 produce all "public COMMUNICATIONS," whatever that may mean, that refer to
18 the "Potato Corner," even though those "COMMUNICATIONS" would be, by
19 definition, publicly available or already in the possession, custody, or control of
20 PCJV. Such burdens and expenses would far outweigh the likely benefit of
21 documents produced in response to the Request given that SPAVI's acquisition and
22 ownership of the "Potato Corner" brand can be easily established at the time of trial
23 using a very limited amount of documents, all of which have already been produced
24 in this action or are publicly available.

25 In addition, SPAVI specifically objects to this Request on the grounds that it
26 is vague and ambiguous as to the phrases "public announcements" and "public
27 COMMUNICATIONS." In light of these phrases, the Request is lacking in
28 reasonable particularity such that SPAVI is unable to even search for, much less

1 produce, responsive documents without speculating as to PCJV's intentions as to the
2 scope of the Request.

3 Based on the foregoing objections, SPAVI will not produce documents
4 responsive to the Request.

5 **REQUEST FOR PRODUCTION NO. 15:**

6 All internal reports, analyses, and presentations prepared by or for YOU
7 regarding the acquisition of POTATO CORNER assets, including but not limited to
8 market analyses, competitive analyses, and strategic plans.

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 15:**

10 SPAVI incorporates each and every Preliminary Statement and General
11 Objection set forth above as though fully set forth herein. SPAVI specifically
12 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
13 and seeks documents that are neither relevant to the claims and defenses in this
14 action nor proportional to the needs of this action. SPAVI's acquisition of the
15 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
16 other intellectual property, is not a material fact reasonably in dispute in this action
17 nor a material fact that could be reasonably in dispute. Even if that acquisition were
18 somehow in dispute, the burdens and expenses that would necessarily be incurred in
19 responding to this Request would effectively require SPAVI to gather, review, and
20 produce all "internal reports, analyses, and presentations," virtually all of which are
21 confidential and highly sensitive, that refer or allude to the "Potato Corner." Such
22 burdens and expenses would far outweigh the likely benefit of documents produced
23 in response to the Request given that SPAVI's acquisition and ownership of the
24 "Potato Corner" brand can be easily established at the time of trial using a very
25 limited amount of documents, all of which have already been produced in this action
26 or are publicly available.

27 SPAVI also specifically objects to this Request on the grounds that it seeks
28 "internal reports, analyses, and presentations," including "competitive analyses" and

1 “strategic plans,” that are confidential and protected from disclosure from the right
2 to privacy belonging to SPAVI and various third parties located both domestically
3 and internationally, including confidential financial records and analyses relating to
4 a highly sensitive acquisition transaction involving SPAVI, a Philippines
5 corporation. SPAVI must especially protect disclosure of such “internal reports,
6 analyses, and presentations,” particularly the requested “competitive analyses” and
7 “strategic plans,” from PCJV, which now proclaims itself as a competitor of SPAVI
8 and the “Potato Corner” brand and which is alleged to be misappropriating SPAVI’s
9 trade secrets and other intellectual property on an ongoing basis.

10 SPAVI further specifically objects to this Request on the grounds that a
11 substantial portion of responsive documents and information are protected by the
12 attorney-client privilege and the attorney work product doctrine, especially given
13 that SPAVI was represented by, advised by, and dealing with counsel in connection
14 with its acquisition of the “Potato Corner” brand, including with regards to its
15 “analyses” and “strategic plans.”

16 In addition, SPAVI specifically objects to this Request on the grounds that it
17 is vague and ambiguous as to the terms “internal reports, analyses, and
18 presentations,” “competitive analyses,” and “strategic plans.” In light of these
19 undefined terms, the Request is lacking in reasonable particularity such that SPAVI
20 is unable to even search for, much less produce, responsive documents without
21 speculating as to PCJV’s intentions as to the scope of the Request.

22 Based on the foregoing objections, SPAVI will not produce documents
23 responsive to the Request.

24 **REQUEST FOR PRODUCTION NO. 16:**

25 All legal opinions obtained by YOU in connection with the acquisition of
26 POTATO CORNER assets, including but not limited to opinions on regulatory
27 compliance, intellectual property, and contractual obligations.

RESPONSE TO REQUEST FOR PRODUCTION NO. 16:

SPAVI incorporates each and every Preliminary Statement and General Objection set forth above as though fully set forth herein. SPAVI specifically objects to this Request on the grounds that a virtually all responsive documents and information are protected by the attorney-client privilege and the attorney work product doctrine, especially given that SPAVI was represented by, advised by, and dealing with counsel in connection with its acquisition of the “Potato Corner” brand, including with regards to due diligence performed. Indeed, the Request expressly requests production of “legal opinions,” including with regards to “regulatory compliance, intellectual property, and contractual obligations,” which are clearly privileged documents.

SPAVI also specifically objects to this Request on the grounds that it is overbroad, burdensome, oppressive, and seeks documents that are neither relevant to the claims and defenses in this action nor proportional to the needs of this action. SPAVI’s acquisition of the “Potato Corner” brand, including the registered “Potato Corner” trademarks and other intellectual property, as well as any related “legal opinions” are not material facts reasonably in dispute in this action nor material facts that could be reasonably in dispute. Even if that acquisition were somehow in dispute, the burdens and expenses that would necessarily be incurred in responding to this Request would effectively require SPAVI to gather, review, and produce confidential, clearly privileged “legal opinions,” and would far outweigh the likely benefit of documents produced in response to the Request given that SPAVI’s ownership of the “Potato Corner” brand can be easily established at the time of trial using a very limited amount of documents, all of which have already been produced in this action or are publicly available.

SPAVI further specifically objects to this Request on the grounds that it seeks documents that are confidential and protected from disclosure from the right to privacy belonging to SPAVI and various third parties located both domestically and

1 internationally, including confidential, clearly privileged “legal opinions” relating to
2 a highly sensitive acquisition transaction involving SPAVI, a Philippines
3 corporation. SPAVI must especially protect disclosure of such documents from
4 PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
5 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
6 and other intellectual property on an ongoing basis.

7 In addition, SPAVI specifically objects to this Request on the grounds that it
8 is vague and ambiguous as to the undefined term “legal opinions.” In light of this
9 undefined term, the Request is lacking in reasonable particularity.

10 Based on the foregoing objections, SPAVI will not produce documents
11 responsive to the Request.

12 **REQUEST FOR PRODUCTION NO. 17:**

13 All COMMUNICATIONS amongst YOU and YOUR employees or
14 management REGARDING the acquisition of POTATO CORNER assets, including
15 but not limited to internal memos, emails, and meeting notes.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 17:**

17 SPAVI incorporates each and every Preliminary Statement and General
18 Objection set forth above as though fully set forth herein. SPAVI specifically
19 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
20 and seeks communications, as well as “internal memos” and “meeting notes,” that
21 are neither relevant to the claims and defenses in this action nor proportional to the
22 needs of this action. SPAVI’s acquisition of the “Potato Corner” brand, including
23 the registered “Potato Corner” trademarks and other intellectual property, is not a
24 material fact reasonably in dispute in this action nor a material fact that could be
25 reasonably in dispute. Even if that acquisition were somehow in dispute, the burdens
26 and expenses that would necessarily be incurred in responding to this Request would
27 effectively require SPAVI to gather, review, and produce hundreds or thousands – if
28 not more – of confidential communications, including all internal and external

1 communications that refer to the “Potato Corner” and that involve any of SPAVI’s
2 employees, licensees, and/or franchisees across the globe. Such burdens and
3 expenses would far outweigh the likely benefit of communications produced in
4 response to the Request given that SPAVI’s acquisition and ownership of the
5 “Potato Corner” brand can be easily established at the time of trial using a very
6 limited amount of documents, all of which have already been produced in this action
7 or are publicly available.

8 SPAVI also specifically objects to this Request on the grounds that it seeks
9 communications, which PCJV has defined to include “internal memos” and
10 “meeting notes,” that are confidential and protected from disclosure from the right
11 to privacy belonging to SPAVI and various third parties located both domestically
12 and internationally, including confidential internal and external communications
13 relating to a highly sensitive acquisition transaction involving SPAVI, a Philippines
14 corporation. SPAVI must especially protect disclosure of such communications
15 from PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
16 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
17 and other intellectual property on an ongoing basis.

18 SPAVI further specifically objects to this Request on the grounds that a
19 substantial portion of responsive communications are protected by the attorney-
20 client privilege and the attorney work product doctrine, especially given that SPAVI
21 was represented by, advised by, and dealing with counsel in connection with its
22 acquisition of the “Potato Corner” brand.

23 In addition, SPAVI specifically objects to this Request on the grounds that it
24 is vague and ambiguous as to the phrase “REGARDING the acquisition of
25 POTATO CORNER assets,” as well as to the undefined term “management,” in the
26 context of this Request. In light of these terms, the Request is lacking in reasonable
27 particularity.

28 Based on the foregoing objections, SPAVI will not produce documents

1 responsive to the Request.

2 **REQUEST FOR PRODUCTION NO. 18:**

3 All COMMUNICATIONS between YOU and any third parties, including
4 advisors, consultants, and regulatory bodies, REGARDING the acquisition of
5 POTATO CORNER assets.

6 **RESPONSE TO REQUEST FOR PRODUCTION NO. 18:**

7 SPAVI incorporates each and every Preliminary Statement and General
8 Objection set forth above as though fully set forth herein. SPAVI specifically
9 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
10 and seeks communications that are neither relevant to the claims and defenses in this
11 action nor proportional to the needs of this action. SPAVI's acquisition of the
12 "Potato Corner" brand, including the registered "Potato Corner" trademarks and
13 other intellectual property, is not a material fact reasonably in dispute in this action
14 nor a material fact that could be reasonably in dispute. Even if that acquisition were
15 somehow in dispute, the burdens and expenses that would necessarily be incurred in
16 responding to this Request would effectively require SPAVI to gather, review, and
17 produce hundreds or thousands – if not more – of confidential communications,
18 including all external communications that refer to the "Potato Corner" and that
19 involve any of SPAVI's employees, licensees, and/or franchisees across the globe.
20 Such burdens and expenses would far outweigh the likely benefit of
21 communications produced in response to the Request given that SPAVI's
22 acquisition and ownership of the "Potato Corner" brand can be easily established at
23 the time of trial using a very limited amount of documents, all of which have already
24 been produced in this action or are publicly available.

25 SPAVI also specifically objects to this Request on the grounds that it seeks
26 communications that are confidential and protected from disclosure from the right to
27 privacy belonging to SPAVI and various third parties located both domestically and
28 internationally, including confidential external communications relating to a highly

1 sensitive acquisition transaction involving SPAVI, a Philippines corporation. SPAVI
2 must especially protect disclosure of such communications from PCJV, which now
3 proclaims itself as a competitor of SPAVI and the “Potato Corner” brand and which
4 is alleged to be misappropriating SPAVI’s trade secrets and other intellectual
5 property on an ongoing basis.

6 SPAVI further specifically objects to this Request on the grounds that a
7 substantial portion of responsive communications are protected by the attorney-
8 client privilege and the attorney work product doctrine, especially given that SPAVI
9 was represented by, advised by, and dealing with counsel in connection with its
10 acquisition of the “Potato Corner” brand.

11 In addition, SPAVI specifically objects to this Request on the grounds that it
12 is vague and ambiguous as to the phrase “REGARDING the acquisition of
13 POTATO CORNER assets,” as well as to the undefined terms “advisors” and
14 “consultants,” in the context of this Request. In light of this phrase and terms, the
15 Request is lacking in reasonable particularity.

16 Based on the foregoing objections, SPAVI will not produce documents
17 responsive to the Request.

18 **REQUEST FOR PRODUCTION NO. 19:**

19 All DOCUMENTS RELATED to compliance with any legal or regulatory
20 requirements in connection with the acquisition of POTATO CORNER assets,
21 including but not limited to filings, permits, and approvals.

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 19:**

23 SPAVI incorporates each and every Preliminary Statement and General
24 Objection set forth above as though fully set forth herein. SPAVI specifically
25 objects to this Request on the grounds that a substantial portion, if not all, of
26 responsive documents and information are protected by the attorney-client privilege
27 and the attorney work product doctrine, especially given that SPAVI was
28 represented by, advised by, and dealing with counsel in connection with its

1 acquisition of the “Potato Corner” brand, including with regards to due diligence
2 performed. Indeed, the Request expressly requests production of documents related
3 to “legal or regulatory requirements.”

4 SPAVI also specifically objects to this Request on the grounds that it is
5 overbroad, burdensome, oppressive, and seeks documents that are neither relevant to
6 the claims and defenses in this action nor proportional to the needs of this action.
7 SPAVI’s acquisition of the “Potato Corner” brand, including the registered “Potato
8 Corner” trademarks and other intellectual property, as well as any related documents
9 related to “legal or regulatory requirements,” are not material facts reasonably in
10 dispute in this action nor material facts that could be reasonably in dispute. Even if
11 that acquisition were somehow in dispute, the burdens and expenses that would
12 necessarily be incurred in responding to this Request would effectively require
13 SPAVI to gather, review, and produce confidential, clearly privileged documents,
14 and would far outweigh the likely benefit of documents produced in response to the
15 Request given that SPAVI’s ownership of the “Potato Corner” brand can be easily
16 established at the time of trial using a very limited amount of documents, all of
17 which have already been produced in this action or are publicly available.

18 SPAVI further specifically objects to this Request on the grounds that it seeks
19 documents that are confidential and protected from disclosure from the right to
20 privacy belonging to SPAVI and various third parties located both domestically and
21 internationally, including confidential, clearly privileged “legal opinions” relating to
22 a highly sensitive acquisition transaction involving SPAVI, a Philippines
23 corporation. SPAVI must especially protect disclosure of such documents from
24 PCJV, which now proclaims itself as a competitor of SPAVI and the “Potato
25 Corner” brand and which is alleged to be misappropriating SPAVI’s trade secrets
26 and other intellectual property on an ongoing basis.

27 In addition, SPAVI specifically objects to this Request on the grounds that it
28 is vague and ambiguous as to the phrase, “RELATED to compliance with any legal

1 or regulatory requirements in connection with the acquisition of POTATO
2 CORNER assets” in the context of this Request. In light of this phrase, the Request
3 is lacking in reasonable particularity.

4 Based on the foregoing objections, SPAVI will not produce documents
5 responsive to the Request.

6 **REQUEST FOR PRODUCTION NO. 20:**

7 All audit reports RELATED to the acquisition of POTATO CORNER assets,
8 including but not limited to financial audits, compliance audits, and operational
9 audits.

10 **RESPONSE TO REQUEST FOR PRODUCTION NO. 20:**

11 SPAVI incorporates each and every Preliminary Statement and General
12 Objection set forth above as though fully set forth herein. SPAVI specifically
13 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
14 and seeks documents that are neither relevant to the claims and defenses in this
15 action nor proportional to the needs of this action. SPAVI’s acquisition of the
16 “Potato Corner” brand, including the registered “Potato Corner” trademarks and
17 other intellectual property, is not a material fact reasonably in dispute in this action
18 nor a material fact that could be reasonably in dispute. Even if that acquisition were
19 somehow in dispute, the burdens and expenses that would necessarily be incurred in
20 responding to this Request would effectively require SPAVI to gather, review, and
21 produce all “audit reports,” virtually all of which are confidential and highly
22 sensitive, that refer or allude to the “Potato Corner” even though such burdens and
23 expenses would far outweigh the likely benefit of documents produced in response
24 to the Request given that SPAVI’s acquisition and ownership of the “Potato Corner”
25 brand can be easily established at the time of trial using a very limited amount of
26 documents, all of which have already been produced in this action or are publicly
27 available.

28 SPAVI also specifically objects to this Request on the grounds that it seeks

1 “audit reports” that are confidential and protected from disclosure from the right to
2 privacy belonging to SPAVI and various third parties located both domestically and
3 internationally, including confidential financial records and analyses relating to a
4 highly sensitive acquisition transaction involving SPAVI, a Philippines corporation.
5 SPAVI must especially protect disclosure of such “audit reports” from PCJV, which
6 now proclaims itself as a competitor of SPAVI and the “Potato Corner” brand and
7 which is alleged to be misappropriating SPAVI’s trade secrets and other intellectual
8 property on an ongoing basis.

9 SPAVI further specifically objects to this Request on the grounds that a
10 substantial portion of responsive documents and information are protected by the
11 attorney-client privilege and the attorney work product doctrine, especially given
12 that SPAVI was represented by, advised by, and dealing with counsel in connection
13 with its acquisition of the “Potato Corner” brand.

14 In addition, SPAVI specifically objects to this Request on the grounds that it
15 is vague and ambiguous as to the undefined term “audit report.” In light of this
16 undefined term, the Request is lacking in reasonable particularity.

17 Based on the foregoing objections, SPAVI will not produce documents
18 responsive to the Request.

19 **REQUEST FOR PRODUCTION NO. 21:**

20 All DOCUMENTS and COMMUNICATIONS RELATED TO the
21 FRANCHISEES, including but not limited to all COMMUNICATIONS between
22 YOU and the FRANCHISEES including DOCUMENTS YOU received from the
23 FRANCHISEES.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 21:**

25 SPAVI incorporates each and every Preliminary Statement and General
26 Objection set forth above as though fully set forth herein. SPAVI specifically
27 objects to this Request on the grounds that it is overbroad, burdensome, oppressive,
28 and seeks documents that are neither relevant to the claims and defenses in this

1 action nor proportional to the needs of this action. SPAVI further specifically
2 objects to this Request to the extent that it seeks confidential documents or
3 information protected by the attorney-client privilege, the attorney work product
4 doctrine, or the right to privacy. SPAVI further specifically objects to this Request
5 on the grounds that some responsive documents and information are protected by
6 the attorney-client privilege, the attorney work product doctrine, and the joint
7 defense privilege.

8 Subject to and without waiving the foregoing objections, SPAVI will produce
9 all responsive documents and communications exchanged with franchisees of the
10 “Potato Corner” brand based in the United States and not owned or controlled by
11 one of the named Defendants in this action, including Defendant Guy Koren, except
12 those protected by the attorney-client privilege, the attorney work product doctrine,
13 and the joint defense privilege.

14 **REQUEST FOR PRODUCTION NO. 22:**

15 All DOCUMENTS and COMMUNICATIONS RELATED TO the allegation
16 in paragraph 11 of the COMPLAINT that the specific ingredients and proportions of
17 the ingredients, as well as the recipe for preparation of each, are a deeply guarded
18 secret and are YOUR property.

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 22:**

20 SPAVI incorporates each and every Preliminary Statement and General
21 Objection set forth above as though fully set forth herein. SPAVI specifically
22 objects to this on the grounds that it seeks documents and communications that
23 contain confidential, proprietary, trade secret, and/or private information protected
24 from disclosure from the right to privacy belonging to SPAVI and various third
25 parties located both domestically and internationally, including confidential internal
26 and external communications, agreements, contracts, disclosures, and other
27 categories of documents relating to the recipes for its proprietary flavorings, which
28 are highly sensitive and confidential. SPAVI must especially protect disclosure of

1 such documents from PCJV, which now proclaims itself as a competitor of SPAVI
2 and the “Potato Corner” brand and which is alleged to be misappropriating SPAVI’s
3 trade secrets, including the recipes for its proprietary flavorings, and other
4 intellectual property on an ongoing basis. SPAVI notes that it has already served
5 PCJV with a formal “Trade Secret Disclosure” specifically identifying the trade
6 secrets subject to its cause of action for misappropriation of trade secrets.

7 SPAVI further specifically objects to this Request to the extent that it seeks
8 confidential documents or information protected by the attorney-client privilege, the
9 attorney work product doctrine, or the right to privacy.

10 In addition, SPAVI specifically objects to this Request to the extent it
11 mischaracterizes or misstates the allegations in SPAVI’s operative Complaint as
12 pled.

13 Based on the foregoing objections, SPAVI will not produce documents
14 responsive to the Request.

15 **REQUEST FOR PRODUCTION NO. 23:**

16 All DOCUMENTS and COMMUNICATIONS RELATED TO the allegation
17 in paragraph 15 of the COMPLAINT that DEFENDANTS are simultaneously
18 developing a competing business.

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 23:**

20 SPAVI incorporates each and every Preliminary Statement and General
21 Objection set forth above as though fully set forth herein. SPAVI specifically
22 objects to this Request to the extent that it seeks confidential documents or
23 information protected by the attorney-client privilege, the attorney work product
24 doctrine, or the right to privacy. In addition, SPAVI specifically objects to this
25 Request to the extent it mischaracterizes or misstates the allegations in SPAVI’s
26 operative Complaint as pled.

27 Subject to and without waiving the foregoing objections, SPAVI will produce
28 all responsive non-privileged documents and communications.

1 **REQUEST FOR PRODUCTION NO. 24:**

2 All DOCUMENTS and COMMUNICATIONS RELATED TO the allegation
3 in paragraph 179 of the COMPLAINT that YOU provided DEFENDANTS with
4 confidential, proprietary information, including the recipes, ingredients, and
5 ingredient allocations for its proprietary flavorings, the identities of its suppliers,
6 and other know-how procedures, and processes used and employed at Potato Corner
7 outlets.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 24:**

9 SPAVI incorporates each and every Preliminary Statement and General
10 Objection set forth above as though fully set forth herein. SPAVI specifically
11 objects to this Request as mischaracterizing or misstating the referenced allegation
12 in SPAVI's operative Complaint as pled. SPAVI also specifically objects to this on
13 the grounds that it seeks documents and communications that contain confidential,
14 proprietary, trade secret, and/or private information protected from disclosure from
15 the right to privacy belonging to SPAVI and various third parties located both
16 domestically and internationally, including confidential internal and external
17 communications, agreements, contracts, disclosures, and deal documents relating to
18 the recipes for its proprietary flavorings, which are highly sensitive and confidential.
19 SPAVI must especially protect disclosure of such documents from PCJV, which
20 now proclaims itself as a competitor of SPAVI and the "Potato Corner" brand and
21 which is alleged to be misappropriating SPAVI's trade secrets, including the recipes
22 for its proprietary flavorings, and other intellectual property on an ongoing basis.
23 SPAVI notes that it has already served PCJV with a formal "Trade Secret
24 Disclosure" specifically identifying the trade secrets subject to its cause of action for
25 misappropriation of trade secrets.

26 SPAVI further specifically objects to this Request to the extent that it seeks
27 confidential documents or information protected by the attorney-client privilege, the
28 attorney work product doctrine, or the right to privacy.

1 In addition, SPAVI specifically objects to this Request as explicitly seeking
2 documents already in PCJV's possession, custody, or control. For that reason, the
3 Request is overbroad, burdensome, and oppressive.

4 Based on the foregoing objections, SPAVI will not produce documents
5 responsive to the Request.

6 **REQUEST FOR PRODUCTION NO. 25:**

7 All DOCUMENTS and COMMUNICATIONS RELATED TO the allegation
8 in paragraph 182 of the COMPLAINT that as a direct and proximate result of
9 DEFENDANTS' alleged use of confidential, proprietary information for their own
10 benefit without authorization from YOU, YOU have been damaged and continue to
11 be damaged in an amount believed to be in the millions of dollars, including but not
12 limited to the basis for the belief that the amount of damages is millions of dollars.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 25:**

14 SPAVI incorporates each and every Preliminary Statement and General
15 Objection set forth above as though fully set forth herein. SPAVI specifically
16 objects to this Request to the extent that it seeks confidential documents or
17 information protected by the attorney-client privilege, the attorney work product
18 doctrine, or the right to privacy. In addition, SPAVI specifically objects to this
19 Request to the extent it mischaracterizes or misstates the allegations in SPAVI's
20 operative Complaint as pled.

21 Subject to and without waiving the foregoing objections, SPAVI will produce
22 all responsive non-privileged documents and communications.

23 **REQUEST FOR PRODUCTION NO. 26:**

24 All DOCUMENTS EVIDENCING YOUR alleged trade secrets.

25 **RESPONSE TO REQUEST FOR PRODUCTION NO. 26:**

26 SPAVI incorporates each and every Preliminary Statement and General
27 Objection set forth above as though fully set forth herein. SPAVI specifically
28 objects to this on the grounds that it seeks documents and communications that

1 contain confidential, proprietary, trade secret, and/or private information protected
2 from disclosure from the right to privacy belonging to SPAVI and various third
3 parties located both domestically and internationally, including confidential internal
4 and external communications, agreements, contracts, disclosures, and other
5 categories of documents relating to the recipes for its proprietary flavorings, which
6 are highly sensitive and confidential. SPAVI must especially protect disclosure of
7 such documents from PCJV, which now proclaims itself as a competitor of SPAVI
8 and the “Potato Corner” brand and which is alleged to be misappropriating SPAVI’s
9 trade secrets, including the recipes for its proprietary flavorings, and other
10 intellectual property on an ongoing basis. SPAVI notes that it has already served
11 PCJV with a formal “Trade Secret Disclosure” specifically identifying the trade
12 secrets subject to its cause of action for misappropriation of trade secrets.

13 SPAVI further specifically objects to this Request to the extent that it seeks
14 confidential documents or information protected by the attorney-client privilege, the
15 attorney work product doctrine, or the right to privacy.

16 Based on the foregoing objections, SPAVI will not produce documents
17 responsive to the Request.

18 **REQUEST FOR PRODUCTION NO. 27:**

19 All DOCUMENTS identifying YOUR alleged trade secrets.

20 **RESPONSE TO REQUEST FOR PRODUCTION NO. 27:**

21 SPAVI incorporates each and every Preliminary Statement and General
22 Objection set forth above as though fully set forth herein. SPAVI specifically
23 objects to this on the grounds that it seeks documents and communications that
24 contain confidential, proprietary, trade secret, and/or private information protected
25 from disclosure from the right to privacy belonging to SPAVI and various third
26 parties located both domestically and internationally, including confidential internal
27 and external communications, agreements, contracts, disclosures, and other
28 categories of documents relating to the recipes for its proprietary flavorings, which

1 are highly sensitive and confidential. SPAVI must especially protect disclosure of
2 such documents from PCJV, which now proclaims itself as a competitor of SPAVI
3 and the “Potato Corner” brand and which is alleged to be misappropriating SPAVI’s
4 trade secrets, including the recipes for its proprietary flavorings, and other
5 intellectual property on an ongoing basis. SPAVI notes that it has already served
6 PCJV with a formal “Trade Secret Disclosure” specifically identifying the trade
7 secrets subject to its cause of action for misappropriation of trade secrets.

8 SPAVI further specifically objects to this Request to the extent that it seeks
9 confidential documents or information protected by the attorney-client privilege, the
10 attorney work product doctrine, or the right to privacy.

11 Based on the foregoing objections, SPAVI will not produce documents
12 responsive to the Request.

13 DATED: January 21, 2025

ERVIN COHEN & JESSUP LLP

Michael D. Murphy
Kenneth P. Hsu

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18 By: /s/ Michael D. Murphy
19 Michael D. Murphy
20 Attorneys for Plaintiff SHAKEY’S PIZZA
21 ASIA VENTURES, INC.
22
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PROOF OF SERVICE

2:24-cv-04546-SB(AGRx)

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Los Angeles, State of . My business address is 9401 Wilshire Boulevard, Twelfth Floor, Beverly Hills, CA 90212-2974.

On January 21, 2025, I served true copies of the following document(s) described as **PLAINTIFF SHAKEY'S PIZZA ASIA VENTURES, INC.'S RESPONSE TO DEFENDANT PCJV USA, LLC'S REQUESTS FOR PRODUCTION, SET ONE** on the interested parties in this action as follows:

Arash Beral, Esq. Attorneys for Defendants
Todd M. Malynn, Esq.
Victor Sandoval, Esq.
BLANK ROME LLP
2029 Century Park East, 6th Floor
Los Angeles, California 90067
Telephone: (424) 239-3400
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BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address khsu@ecjlaw.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on January 21, 2025, at Beverly Hills, California.

/s/ Kenneth P. Hsu
Kenneth P. Hsu

EXHIBIT 2

1 Michael D. Murphy (SBN 224678)
mmurphy@ecjlaw.com
2 Kenneth P. Hsu (SBN 306326)
khsu@ecjlaw.com
3 **ERVIN COHEN & JESSUP LLP**
9401 Wilshire Boulevard, Twelfth Floor
4 Beverly Hills, California 90212-2974
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6 Attorneys for Plaintiff SHAKEY'S
PIZZA ASIA VENTURES, INC.
7

8 **UNITED STATES DISTRICT COURT**

9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

10 SHAKEY'S PIZZA ASIA
VENTURES, INC, a Philippines
11 corporation,

12 Plaintiff,
13 v.

14 PCJV USA, LLC, a Delaware limited
liability company; PCI TRADING
15 , LLC, a Delaware limited liability
company; GUY KOREN, an individual;
16 POTATO CORNER LA GROUP, LLC,
a California limited liability company;
17 NKM CAPITAL GROUP, LLC, a
California limited liability company; J
& K AMERICANA, LLC, a California
18 limited liability company; J&K
LAKEWOOD, LLC, a California
19 limited liability company; J&K
VALLEY FAIR, LLC, a California
20 limited liability company; J & K
ONTARIO, LLC, a California limited
21 liability company; HLK MILPITAS,
LLC, a California, limited liability
22 company; GK CERRITOS, LLC, a
California, limited liability company;
23 J&K PC TRUCKS, LLC, a California
limited liability company; and GK
24 CAPITAL GROUP, LLC, a California
limited liability company,

25 Defendants.
26
27
28

Case No. 2:24-cv-04546-SB(AGRx)

**PLAINTIFF SHAKEY'S PIZZA
ASIA VENTURES, INC.'S
RESPONSE TO DEFENDANT PCJV
USA, LLC'S INTERROGATORIES,
SET ONE**

Action Filed: May 31, 2024
Trial Date: August 4, 2025

1 PROPOUNDING PARTY: DEFENDANT PCJV USA, LLC

2 SPAVI: PLAINTIFF SHAKEY'S PIZZA ASIA VENTURES,
3 INC.

4 SET NO.: ONE (1)

5 Plaintiff Shakey's Pizza Asia Ventures, Inc. ("SPAVI") hereby responds to
6 Defendant PCJV USA, LLC's ("PCJV") First Set Interrogatories (the
7 "Interrogatories") as follows:

8 **PRELIMINARY STATEMENT**

9 SPAVI states that its discovery, internal investigation, and preparation for the
10 trial in this matter are not complete as of the date of these responses. SPAVI will
11 respond to these Interrogatories to the best of its present existing knowledge.
12 However, SPAVI anticipates that the discovery process will reveal facts, documents,
13 and witnesses not presently known to it but upon which it may rely. Accordingly,
14 the responses contained herein are not intended to and shall not preclude SPAVI
15 from making any contention or relying on any facts, documents, or witnesses at trial,
16 whether or not identified or relied upon herein, based upon any additional or further
17 evidence adduced during the discovery process.

18 SPAVI further asserts that the inadvertent production of any privileged
19 information or documentation shall not be deemed a waiver of any applicable
20 privilege or of any other ground for objecting to production of the information or
21 documentation, nor shall inadvertent production waive the right of SPAVI to object
22 to the use of any such information or documentation during any subsequent
23 proceeding, including trial. SPAVI reserves any and all rights to withhold any
24 information or documentation from production based on any objection made herein
25 or that may be made in the future based on subsequent investigation and preparation
26 for trial.

27 ///

28 ///

GENERAL OBJECTIONS

(a) SPAVI objects to all Interrogatories to the extent they attempt or purport to impose obligations beyond those imposed or authorized by the Federal Rules of Civil Procedure.

(b) SPAVI objects to all Interrogatories to the extent they attempt or purport to require disclosure of information or documentation containing the work product, impressions, conclusions, opinions, legal research, or theories of its attorneys, current and former, developed in connection with or in anticipation of this or other litigation.

(c) SPAVI objects to all Interrogatories to the extent they attempt or purport to require disclosure of information or documentation protected from such disclosure by the attorney-client privilege, the right to privacy, or any other privilege available under United States or California law.

(d) SPAVI objects to all Interrogatories to the extent they attempt or purport to require disclosure of information or documentation protected from disclosure by the attorney-client or work product privileges inasmuch as it seeks work by any consulting expert in this matter. SPAVI will not produce said information or documentation unless required to do so pursuant to California Code of Civil Procedure Section 2034.210 *et seq.*

Subject to and without prejudice to or waiver of the foregoing Preliminary Statement and General Objections, each of which is incorporated in each response below as though fully set forth therein, SPAVI responds as follows:

RESPONSES TO INTERROGATORIES

INTERROGATORY NO. 1:

Identify with reasonable particularity YOUR alleged trade secrets.

RESPONSE TO INTERROGATORY NO. 1:

SPAVI specifically objects to this Interrogatory on the ground that it asks for all of the trade secrets SPAVI has ever owned, irrespective of the brand or relevance

1 to this case, without time limitation. SPAVI was incorporated in 1974 (originally as
2 International Family Food Services, Inc.) and operates and owns multiple brands
3 worldwide. SPAVI refuses to provide any information as to any of its trade secrets
4 except, as further limited herein, as to the Potato Corner brand. Even as to the Potato
5 Corner brand, this Interrogatory is objectionable on the grounds that it is overbroad,
6 burdensome, oppressive, and seeks information that is neither relevant to this case
7 and asks for information that is disproportionate to the needs of this case. The only
8 trade secrets of relevance are those that have been misappropriated by Defendants,
9 for which relief is sought in this action.

10 SPAVI further specifically objects to this Interrogatory on the grounds that
11 seeks information that is trade secret, confidential, private and/or proprietary.
12 SPAVI must protect this information from public disclosure, as well as from being
13 learned by PCJV, which now proclaims itself as a competitor of SPAVI (while,
14 strangely, also operating unlicensed Potato Corner stores). As such, SPAVI will not
15 provide any more specific disclosure than that which is offered herein. Any more
16 particularity risks disclosure of the actual details comprising the trade secrets at
17 issue. SPAVI also objects to the term “reasonable particularity” as it is vague,
18 ambiguous, and undefined. SPAVI will interpret that term to have the same meaning
19 as it is used in California Code of Civil Procedure Section 2019.210 and will
20 provide a response only as detailed as that which was in SPAVI’s previously served
21 Trade Secret Disclosure.

22 SPAVI further specifically objects the extent this Interrogatory requires
23 disclosure of information protected from such disclosure by the attorney-client
24 privilege or the right to privacy. Subject to and without waiving the foregoing
25 objections, SPAVI responds as follows:

26 In this action, SPAVI alleges that the following trade secrets have been
27 misappropriated:

- 28 1. The recipe for creating each of SPAVI’s proprietary flavorings

1 (Barbeque, Cheese, Sour Cream, Chili Barbeque, Cinnamon & Sugar, and Garlic &
2 Parmesan) sold at Potato Corner stores;

3 2. The specific ingredients, the quantities of such ingredients, and the
4 relative proportion of such ingredients comprising each of SPAVI's proprietary
5 flavorings (Barbeque, Cheese, Sour Cream, Chili Barbeque, Cinnamon & Sugar,
6 and Garlic & Parmesan) sold at Potato Corner stores, as shown on the flavoring
7 packages for those respective flavorings; and

8 3. The method of preparing, including all steps taken to combine and mix
9 specific ingredients, to create the each of SPAVI's proprietary flavorings (Barbeque,
10 Cheese, Sour Cream, Chili Barbeque, Cinnamon & Sugar, and Garlic & Parmesan)
11 sold at Potato Corner stores.

12 This response is without waiver of, and should not be construed as excluding,
13 other trade secrets that have been misappropriated by one, some, or all of the named
14 Defendants, but the use and/or misappropriation of which has been concealed from
15 SPAVI. To the extent additional misappropriated trade secrets are discovered,
16 SPAVI will supplement this response accordingly.

17
18 DATED: January 16, 2025

ERVIN COHEN & JESSUP LLP

19
20
21 By: /s/ Michael D. Murphy
22 Michael D. Murphy
23 Attorneys for Plaintiff SHAKEY'S PIZZA
24 ASIA VENTURES, INC.
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27
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PROOF OF SERVICE

2:24-cv-04546-SB(AGRx)

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

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On January 16, 2025, I served true copies of the following document(s) described as **PLAINTIFF SHAKEY'S PIZZA ASIA VENTURES, INC.'S RESPONSE TO DEFENDANT PCJV USA, LLC'S INTERROGATORIES, SET ONE** on the interested parties in this action as follows:

Arash Beral, Esq. Attorneys for Defendants
Todd M. Malynn, Esq.
Victor Sandoval, Esq.
BLANK ROME LLP
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Los Angeles, California 90067
Telephone: (424) 239-3400
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BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address arector@ecjlaw.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on January 16, 2025, at Beverly Hills, California.

/s/ Ayesha Rector

Ayesha Rector